

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JULY 17, 2001
COUNTY COMMISSIONERS CHAMBERS
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.**

Commissioners Present: Kathy Campbell, Chair
Bob Workman, Vice Chair
Bernie Heier
Larry Hudkins

Commissioners Absent: Ray Stevens

Others Present: Connie Ahlschwede, County Assessor's Office
Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, July 10, 2001. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

MOTION: Workman moved and Heier seconded approval of the minutes of the Board of Equalization dated July 10, 2001. Campbell, Hudkins, Workman and Heier voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 7 additions and deductions to the tax assessment rolls per Exhibit A.

MOTION: Heier moved and Hudkins seconded approval. Heier, Campbell, Hudkins and Workman voted aye. Motion carried.

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

All Nations Church of the Lord Jesus Christ
American Red Cross, Lancaster County Chapter
Eastridge Presbyterian Church
First Presbyterian Church
Lincoln Lancaster County Child Guidance Center
Saint Paul United Methodist Church
Tabitha Inc.

MOTION: Workman moved and Heier seconded approval of motor vehicle tax exemptions for All Nations Church of the Lord Jesus Christ, American Red Cross Lancaster County Chapter, Eastridge Presbyterian Church, First Presbyterian Church, Lincoln Lancaster County Child Guidance Center, Saint Paul United Methodist Church and Tabitha, Inc. Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

4) **RESCIND 19 TAXABLE STATUS NOTICES FOR 2001 ON REAL PROPERTY OWNED BY LINCOLN ELECTRIC SYSTEM:**

MOTION: Workman moved and Heier seconded approval to rescind 19 taxable status notices for 2001 on real property owned by Lincoln Electric System. Workman, Hudkins, Campbell and Heier voted aye. Motion carried.

5) **SEND TAXABLE STATUS NOTICE FOR 2001 TO LANCASTER COUNTY ON REAL PROPERTY LOCATED AT 1309 M STREET:**

MOTION: Hudkins moved and Workman seconded approval to send a taxable status notice for 2001 to Lancaster County on real property located at 1309 M Street. Hudkins, Workman, Heier and Campbell voted aye. Motion carried.

6) **ADJOURNMENT**

MOTION: Heier moved and Workman seconded adjournment of the Board of Equalization meeting. Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

Bruce Medcalf
County Clerk

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Others Present: Kerry Eagan, Chief Administrative Officer
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- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, July 10, 2001. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

MOTION: Hudkins moved and Workman seconded approval of the minutes of the Board of Commissioners meeting dated July 10, 2001. Campbell, Hudkins, Workman and Heier voted aye. Motion carried.

- 2) **CLAIMS:** Approval of all claims processed through Tuesday, July 17, 2001.

MOTION: Heier moved and Hudkins seconded approval. Heier, Campbell, Hudkins and Workman voted aye. Motion carried.

- 3) **SPECIAL PRESENTATIONS:**

A. The Commissioners Award of Excellence was presented to Michael Scofield, Lancaster County Deputy Sheriff.

4) **PUBLIC HEARINGS:**

- A. A request from the Nebraska State Board of Agriculture for an addition to licensed premises in connection with a Class C (Retail) liquor license. The addition is for a 36 foot by 60 foot metal Morton building located in State Fair Park in the block southeast of the Administration Building and east of the Food Plaza.**

The Chair opened the public hearing and asked if anyone wished to testify in favor of the request.

Sharon Schrock, Space Manager for the Nebraska State Board of Agriculture, appeared and explained that the building has been located at its present site for a long period of time. She said the past two years the building has been used by Lincoln Public Schools as a classroom, however, they moved to another location and no longer need the building.

In response to a question asked by Hudkins, Schrock stated at one point in time they were going to use the building for simulcasting of the horse races, but decided against that use because construction was not completed. She stated it is now their intent to use the building for a party room.

Schrock disseminated information regarding the Nebraska State Fair which will be held August 24 through September 3, 2001 (Exhibit 1).

The Chair asked if anyone else wished to testify in favor or in opposition of the request.

No one appeared and the hearing was closed.

MOTION: Hudkins moved and Workman seconded approval of the request from the Nebraska State Board of Agriculture for an addition to licensed premises. Workman, Hudkins, Campbell and Heier voted aye. Motion carried.

5) **NEW BUSINESS:**

- A. An application for a Special Designated License from the Wine Merchants, Inc. to hold the Lincoln High Class of '61 Reunion on Saturday, August 4, 2001 from 4 p.m. to 1 a.m. at Country Pines, located at 6305 West Adams in Lancaster County, Nebraska.**

Workman stated he thought there was an error on the graduating year. He added that he graduated in 1961 from Lincoln High and that their reunion had already been held.

MOTION: Heier moved and Workman seconded approval barring the year of graduation. Hudkins, Workman, Heier and Campbell voted aye. Motion carried.

- B. A contract between the Nebraska Occupational Health Center & Lincoln Physical Therapy Associates, P.C. and Lancaster Manor for health assessments and back screening services, beginning August 1, 2001 and ending July 31, 2004, for an estimated annual cost of \$13,000 to \$15,000. (C-01-355)**

MOTION: Hudkins moved and Workman seconded approval. Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

- C. An amendment to an agreement with Kathy Dunning to serve as a family coordinator for the Families First and Foremost (F³) program. The amendment extends the term of the agreement from July 1, 2001 through December 31, 2001. The County will continue to pay \$17.50 an hour for up to 25 hours per week. (C-01-348)**

MOTION: Heier moved and Workman seconded approval. Heier, Workman, Hudkins and Campbell voted aye. Motion carried.

- D. An amendment to an agreement with Patricia A. Blakely to serve as director and coordinator in the further development of the Healthy Families Project. The amendment extends the term of the agreement from July 1, 2001 through December 31, 2001. The County will continue to pay \$27.50 per hour for up to 40 hours per week. (C-01-347)**

MOTION: Heier moved and Workman seconded approval. Campbell, Workman, Heier and Hudkins voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

E. An amendment to an agreement between the law firm of Recknor & Associates and the Lancaster County Public Defender's office for legal services in law violations cases, as well as abuse and neglect cases which were provided for in the original agreement. The County will pay \$750 per month for the additional services. (C-01-356)

MOTION: Workman moved and Hudkins seconded approval. Heier, Workman, Campbell and Hudkins voted aye. Motion carried.

F. Renewal of Lancaster County's Keno license with the Nebraska Department of Revenue. Licensing fee is \$100. (C-01-349)

MOTION: Heier moved and Hudkins seconded approval.

Campbell noted that the County Board is currently in the process of developing a list of how Keno monies should be expended for the coming year and that a public hearing will be held regarding those expenditures.

ROLL CALL: Hudkins, Heier, Workman and Campbell voted aye. Motion carried.

G. A resolution in the matter of increasing and modifying the County's petty cash fund. (R-01-55)

David Johnson, Deputy County Attorney, requested that the resolution be held for further review.

MOTION: Workman moved and Heier seconded approval to hold the resolution for further review. Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

H. Lancaster County Board Committee Assignments for 2001. (M-01-89)

MOTION: Heier moved and Workman seconded approval. Hudkins, Workman, Heier and Campbell voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

- I. **Allowance Modification Number 004 for the Lancaster County Election Commission office located at 601 North 46th Street to add verbiage to the ground sign in accordance with Option A of the Nebraska Neon Sign Company. This will decrease the Contingency/Discovery Allowance \$202. (C-01-178 AM-01-4)**

MOTION: Heier moved and Workman seconded approval. Campbell, Heier, Workman and Hudkins voted aye. Motion carried.

- J. **Allowance Modification Numbers 025 through 028 for the following in connection with the new Lancaster County Juvenile Detention Center located at 1200 Radcliff Street:**

- ▶ **Allowance Modification 025** provides underlayment dishwasher with booster heater and a garbage disposal in accordance with PR#018. (See Cheever's Response to Request for Pricing Number 26.) This will decrease the Contingency Allowance \$7,396. (M-01-84)
- ▶ **Allowance Modification 026** modifies architectural door hardware to reflect changes made to shop drawing submittal. (See Cheever's Response to Request for Pricing Number 024r.) This will decrease the Combined Contingency/Grading Allowance \$6,825. (M-01-85)
- ▶ **Allowance Modification 027** changes specified bedroom desk unit (Model #2412WHD) to a model with sloping sides (Model #2015WHD). (See Cheever's Response Request for Pricing Number 38.) This will decrease the Combined Contingency/Grading Allowance \$2,448. (M-01-86)
- ▶ **Allowance Modification 028** changes fencing as follows: Type A fence changes to four inch posts, deletes vinyl and reduces mini-mesh to four feet. Type B fence deletes vinyl. Type C fence changes posts to four inch diameter. (See Cheever's Response to Request for Pricing Number 48.) This will decrease the Combined Contingency/Grading Allowance \$9,538. (M-01-87)

A total of \$26,207 will be drawn from the Combined Contingency/Grading Allowance leaving a balance of \$7,511.

MOTION: Hudkins moved and Heier seconded approval. Hudkins, Campbell, Heier and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

K. Request from Wyuka Cemetery for payment of \$420 from the Lancaster County General Assistance for a burial (#49445). (M-01-88)

MOTION: Hudkins moved and Heier seconded approval. Campbell, Hudkins, Heier and Workman voted aye. Motion carried.

L. Recommendation from the Purchasing Agent and the Lancaster County Sheriff to award a bid for towing and storage of towed vehicles to LTR Towing in the total estimated amount of \$80,000 to \$100,000. (B-01-32)

In response to a question asked by Heier, Kathy Smith, Assistant Purchasing Agent, stated the estimated number of vehicles towed was 602 for passenger vehicle/small trucks/motorcycles and 15 oversized vehicles.

Heier asked if the owner of the vehicle(s) would pay the towing fee.

Smith stated the owner of the towed vehicle would have to pay the contracted fee to get the vehicle released from the lot.

Smith also stated the contract was initiated for the protection of the public for vehicles towed on behalf of the Sheriff's Office.

MOTION: Heier moved and Workman seconded approval. Heier, Campbell, Hudkins and Workman voted aye. Motion carried.

M. Request from Gary Lacey, Lancaster County Attorney, to set the salary of Dan Packard, Deputy County Attorney, at \$43,000 per year, effective July 9, 2001.

Gary Lacey, County Attorney, introduced Dan Packard, Deputy County Attorney, and stated that Packard had previously worked in his office as a law clerk.

MOTION: Hudkins moved and Heier seconded approval. Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

N. A request from Suzanne Steeves for a refund of real estate taxes for 1999, in the approximate amount of \$159.30 and a credit for 2000 in the approximate amount of \$158.70. (M-01-81)

Campbell noted that the County Assessor's Office is recommending approval of the refund.

MOTION: Workman moved and Heier seconded approval. Campbell, Hudkins, Workman and Heier voted aye. Motion carried.

O. Appointment of the following individuals to the Lincoln Area Agency on Aging Advisory Council:

<u>Name</u>	<u>Expiration of Term</u>
Bonnie Armstrong (new position due to census increase)	July 1, 2004
Dr. Greg Kallos (replacing Bob Deaton)	July 1, 2004
Marcia Malone (fulfilling a vacancy)	July 1, 2004

MOTION: Heier moved and Workman seconded approval. Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

- 6) **CONSENT ITEMS:** These are items of business that are routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

- 1. County Attorney's Quarterly Report for April 1, 2001 through June 30, 2001.**
- 2. Noxious Weed Control Authority's Monthly Report for June, 2001.**
- 3. Noxious Weed Control Authority's Monthly Report for the Combined Weed Program with the City of Lincoln for June, 2001.**
- 4. Records and Information Management's Monthly Report for June, 2001.**
- 5. Register of Deeds Monthly Report for June, 2001.**

6) CONSENT ITEMS CONTINUED:

- B. Setting of a public hearing for Tuesday, July 31, 2001 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding County Special Permit 188, requested by Scott Goode on behalf of Michael and Charlotte Ralston, to expand a nonconforming use on property located at Southwest 84th and West Van Dorn Streets in Lancaster County, Nebraska.
- C. Setting of a public hearing for Tuesday, August 7, 2001 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding an application for a Class E (Beer Off Sale Only) liquor license for Hotdam Inc. d/b/a Pawnee Marina, located at 3805 Northwest 105th Street in Lancaster County, Nebraska.
- D. Request from Catherine Rech, an employee in the Lancaster County Court, to voluntarily participate in the County's Retirement Plan. (M-01-82)
- E. Request from Iveta Kaizere, an employee in the Lancaster County Assessor's office, to voluntarily participate in the County's Retirement Plan. (M-01-83)
- F. A resolution in the matter of an application for a Class E (Beer Off Sale Only) and a Class K (Wine Off Sale Only) liquor license from Salem Oil Company d/b/a Yankee Hill Amoco located at 630 West Prospector Court in Lancaster County, Nebraska. (R-01-57)
- G. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:
 - ▶ Carol and Craig Billesbach, in the total amount of \$105.15, east of the West Saltillo Road and Southwest 119th Street intersection; Project C.P.N-83. (2 contracts) (C-01-354 and C-01-353)
 - ▶ Dean Cadwallader, in the total amount of \$116.24, west of the West Waverly Road and Northwest 112th Street intersection; Project C.P.E-193. (2 contracts) (C-01-351 and C-01-352)
 - ▶ Robin and Kendra Pagles, in the amount of \$418.68, north of the North 176th Street and Havelock Avenue intersection; Project C.P.J-194. (C-01-350)

6) **CONSENT ITEMS CONTINUED:**

MOTION: Heier moved and Workman seconded approval of the Consent Items. Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

7) **ANNOUNCEMENTS:**

The Clerk announced that the Lancaster County Board of Commissioners, sitting as the Board of Equalization, would be meeting on the following dates and times regarding Valuation Protests for 2001:

Thursday, July 19, 2001 from 8 a.m. through 7 p.m.

Friday, July 20, 2001 from 8 a.m. through 11 a.m.

Tuesday, July 24, 2001 beginning at 8 a.m.

8) **ADJOURNMENT**

MOTION: Workman moved and Hudkins seconded adjournment of the Board of Commissioners meeting. Workman, Hudkins, Campbell and Heier voted aye. Motion carried.

Bruce Medcalf
County Clerk